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TOUSTOMER NUMBERT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE UTILITY APPLICATION AND FEE TRANSMITTAL §(1.53(b))

Mail Stop Patent Application **Commissioner for Patents** P.O. Box 1450 Alexandria, VA 22313-1450 Sir: Transmitted herewith for filing is the patent application of Inventor(s) names and addresses: (1). Noboru SHIMOYAMA, Kanagawa, Japan Additional inventors are listed on a separate sheet For: INK JET PRINTING APPARATUS AND PRELIMINARY EJECTING METHOD Enclosed Are: <u> 19</u> page(s) of specification page(s) of Abstract 1 <u>3</u> page(s) of claims sheets of Formal Informal drawings page(s) of Declaration and Power of Attorney Unsigned Newly Executed Copy from prior application Deletion of inventors including Signed Statement under 37 C.F.R. §1.63(d)(2) REQUEST AND CERTIFICATION UNDER 35 U.S.C. §122(b)(2)(B)(i) (form **PTO/SB/35**) As indicated on the attached Request and Certification, Applicant(s) certify that the invention disclosed in the attached application HAS NOT and WILL NOT be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. Applicant(s) therefore request(s) that the attached application NOT be

published under 35 U.S.C. §122(b).

	Incorporation by Reference:			
	The entire disclosure of the prior application, from which a copy of the combined Declaration and Power of Attorney is supplied herein, is considered as being part of the disclosure of the accompanying application and is incorporated herein by reference.			
	Deletion of Inventors (37 C.F.R. §1.63(d) and §1.33(b)			
	Signed statement attached deleting inventor(s) named in the prior application serial no, filed			
	Microfiche Computer Program (Appendix)			
	page(s) of Sequence Listing			
	computer readable disk containing Sequence Listing			
	Statement under 37 C.F.R. §1.821(f) that computer and paper copies of the Sequence Listing are the same			
\boxtimes	Assignment Papers (assignment cover sheet and assignment documents)			
	A check in the amount of \$40.00 for recording the Assignment			
	Charge the Assignment Recordation Fee to Deposit Account No. <u>13-4500</u> , Order			
•	No Assignment Papers filed in the parent application Serial No.			
	Assignment Papers filed in the parent application Serial No			
	Certification of chain of title pursuant to 37 C.F.R. §3.73(b)			
\boxtimes	Priority is claimed under 35 U.S.C. §119 for: Application No(s). 2003-024916, filed <u>January 31, 2003</u> , in <u>Japan</u> (country).			
	Certified Copy of Priority Document(s) []			
	filed herewith			
	filed in application Serial No, filed			
	English translation document(s) []			
	filed herewithfiled in application Serial No, filed			
	inted in application serial No, filed			
	Priority is claimed under 35 U.S.C. §119(e) for: Provisional Application No, filed			
	Information Disclosure Statement			
	Copy of [] cited references			
	☐ PTO Form-1449			
	References cited in parent application Serial No, filed			

	Related Case Statement under 37 C.F.R. §1.98(a)(2)(iii)				
	A copy of related pending U.S. Application(s) Serial No(s):, filed, respectively, is attached hereto.				
	A copy of related pending U.S. Application(s) entitled,, filed to inventor(s), respectively, is attached hereto.				
	A copy of each related application(s) was submitted in parent application serial no, filed				
	Preliminary Amendment				
\boxtimes	Return receipt postcard (MPEP 503)				
	This is a continuation divisional continuation-in-part of prior application serial no, filed, to which priority under 35 U.S.C. §120 is claimed.				
	Cancel in this application original claims of the parent application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)				
	A Preliminary Amendment is enclosed. (Claims added by this Amendment have been properly numbered consecutively beginning with the number following the highest numbered original claim in the prior application).				
	The status of the parent application is as follows:				
	A Petition for Extension of Time and a Fee therefor has been or is being filed in the parent application to extend the term for action in the parent application until				
	A copy of the Petition for Extension of Time in the co-pending parent application is attached.				
	No Petition for Extension of Time and Fee therefor are necessary in the co-pending parent application.				
	Please abandon the parent application at a time while the parent application is pending or at a time when the petition for extension of time in that application is granted and while this application is pending has been granted a filing date, so as to make this application co-pending.				
	Transfer the drawing(s) from the parent application to this application				
	Amend the specification by inserting before the first line the sentence: This is continuation divisional continuation-in-part of co-pending application Serial No, filed				

	Number Filed	Number Extra	Rate	Basic Fee \$770.00/385.00
Total Claims	5-20 =	x	\$18.00/\$9.00	\$ 0.00
Independent Claims	2- 3 =	x	\$86.00/ \$43.00	\$ 0.00
Multiple Dependent	t Claims	If marked, add fee of \$2	90.00 (\$145.00)	\$
			TOTAL:	\$ 770.00

	herewith \$
X	A check in the amount of \$770.00 in payment of the application filing fees is attached.
	Charge fee to Deposit Account No. <u>13-4500</u> , Order No A DUPLICATE COPY OF THIS SHEET IS ATTACHED.
X	The Commissioner is hereby authorized to charge any additional fees which may be required for filing this application pursuant to 37 CFR §1.16, including all extension of time fees pursuant to 37 C.F.R. § 1.17 for maintaining copendency with the parent application, or credit any overpayment to Deposit Account No. 13-4500, Order No. 1232-5267 A DUPLICATE COPY OF THIS SHEET IS ATTACHED.
	JZULA DUFLICATE CUFT UF THIS SHEET IS ATTACHED.

Respectfully submitted, MORGAN & FINNEGAN, L.L.P.

Dated: January), 2004

By:

Joseph A. Calvaruso Registration No. 28,287

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Docket No. 1232-5267

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):

Noboru SHIMOYAMA

Group Art Unit: TBA

Serial No.:

TBA

Examiner:

TBA

Filed:

Herewith

For:

INK JET PRINTING APPARATUS AND PRELIMINARY EJECTING METHOD

EXPRESS MAIL CERTIFICATE

Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Express Mail Label No.:

EV245494615 US

Date of Deposit:

January 28, 2004

I hereby certify that the following attached paper(s) and/or fee

- Utility application and fee transmittal specification 19 abstract 1p; claims 3p; 6 sheets of formal drawings; executed declaration/oath 1p. and check in the amount of \$770.00
- 2. Data Entry Sheet
- 3. Return Postcard Receipt

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Albert Isles

(Typed or printed name of person mailing papers(s) and/or fee)

(Signature of person mailing paper(s) and/or fee)

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